

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 7, 1971

9:00 A.M.

COUNCIL CHAMBER, CITY HALL

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The meeting was called to order with Mayor LaRue presiding.

Roll Call:

Present: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Absent: Councilman Atkison

The Invocation was delivered by REVEREND KEITH WRIGHT, Faith Presbyterian Church.

APPROVAL OF MINUTES

Councilman Gage moved the Council approve the Minutes of the Regular Meeting of December 3, 1970. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

Absent: Councilman Atkison

PROCLAMATION - UNITED CEREBRAL PALSY WEEK

Mayor LaRue read and then presented a proclamation to Mr. Wayne Matthews, proclaiming the week of January 10-16, 1971, as United Cerebral Palsy week and urging Austin residents to contribute generously to the United Cerebral Palsy campaign. Mr. Matthews accepted the proclamation and thanked the Council for its support.

## ANNEXATION ORDINANCES - FIRST AND SECOND READINGS

Mayor LaRue brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 24.06 ACRES OF LAND OUT OF THE JAMES ROGERS SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time, and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: Councilman MacCorkle  
 Absent: Councilman Atkison

The ordinance was read the second time, and Councilman Price moved the ordinance be passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: Councilman MacCorkle  
 Absent: Councilman Atkison

Mayor LaRue brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 30.85 ACRES OF LAND OUT OF THE WILLIAM CANNON LEAGUE, AND 11.41 ACRES OF LAND OUT OF THE SANTIAGO DEL VALLE GRANT; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time, and Councilman Johnson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The ordinance was read the second time, and Councilman Johnson moved the ordinance be passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

## ORDINANCE AMENDING CITY CODE - SECOND AND THIRD READINGS

Mayor LaRue brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING SECTION 20-2 OF CHAPTER 20 OF THE AUSTIN CITY CODE OF 1967, BY DELETING THEREFROM THE WORDS "CERTIFIED RAW, AND GRADE A RAW;" AND SUSPENDING THE RULE REQUIRING THAT AN ORDINANCE BE READ ON THREE SEPARATE DAYS.

The ordinance was read the second time, and Councilman Janes moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The ordinance was read the third time, and Councilman Janes moved that the ordinance be finally passed. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the ordinance had been finally passed.

## ANNEXATION ORDINANCE - FINAL PASSAGE

Mayor LaRue brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.10 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPLGAIIT SURVEY AND 8.88 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE, ALL OF WHICH IS LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time, and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the ordinance had been finally passed.

## CITY OF AUSTIN, TEXAS

## RETIREMENT ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING A RETIREMENT AND PENSIONING SYSTEM FOR CERTAIN EMPLOYEES OF THE CITY OF AUSTIN, PURSUANT TO AUTHORITY GRANTED THE CITY COUNCIL UNDER SECTION 4, OF ARTICLE IX, OF THE CHARTER OF THE CITY OF AUSTIN; CREATING A RETIREMENT BOARD TO ADMINISTER AND OPERATE THE RETIREMENT AND PENSIONING SYSTEM AND DEFINING ITS POWERS, DUTIES AND FUNCTIONS; PROVIDING A METHOD OF FINANCING THE SYSTEM; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; PROVIDING A SEVERABILITY AND SAVINGS CLAUSE AND DECLARING AN EMERGENCY", AS PASSED BY THE CITY COUNCIL ON OCTOBER 10, 1940, AND AS AMENDED FROM TIME TO TIME THEREAFTER, BY CHANGING THOSE PARTS OF AFORESAID ORDINANCE TO EFFECTUATE THE FOLLOWING: PROVIDING FOR A CONTRIBUTION OF UP TO 6% OF AVERAGE MONTHLY EARNINGS OF MEMBERS UP TO AGE 62; PROVIDING FOR CERTAIN CHANGES IN ALLOWABLE RETIREMENT AGES AND IN NUMBER OF YEARS REQUIRED TO CONTRIBUTE TO FUND IN ORDER TO RETIRE THEREUNDER; PROVIDING FOR CHANGE IN MONTHLY BENEFIT; PROVIDING FOR INCREASE IN COST OF LIVING ALLOWABLE ADJUSTMENT; PROVIDING FOR MEDICAL INSURANCE FOR CERTAIN RETIREES; PROVIDING FOR SEVERABILITY AND SAVINGS CLAUSE AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The ordinance was read the second time, and Councilman MacCorkle moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The ordinance was read the third time, and Councilman MacCorkle moved that the ordinance be finally passed. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the ordinance had been finally passed.

## FIREMEN'S PENSION RESOLUTION

Councilman Johnson moved the Council adopt a resolution approving an increase in the contributions to the Firemen's Relief and Retirement Fund. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

## ZONING ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
A .611 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4008-4010 MEDICAL PARKWAY, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time, and Councilman Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The ordinance was read the second time, and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The ordinance was read the third time, and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the ordinance had been finally passed.

## CITY OF AUSTIN, TEXAS

## CONTRACTS AWARDED

Councilman Gage moved the Council adopt a resolution awarding the following contract:

J.C. PENNY CO.	-	Uniform clothing for the Sanitation Division for a period of eighteen (18) months - \$6,123.45
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The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Gage moved the Council adopt a resolution awarding the following contract:

MC GRAW - EDISON COMPANY	-	Two (2) each 2,000 amp, 138 KV Vertical Break Switches - \$5,900.00
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The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Gage moved the Council adopt a resolution awarding the following contract:

AUSTIN METER SERVICES	-	One (1) each Line Relay Panel - \$13,000.00
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The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Price moved the Council adopt a resolution awarding the following contract:

AUSTIN METAL AND IRON COMPANY	-	Three (3) months contract for sale of scrap metal \$2,055.02
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The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilman Atkison

Councilman Gage moved the Council adopt a resolution awarding the following contract:

FORD-WEHMEYER COMPANY

-

For the installation of approximately 1,860 linear feet of 12-inch cast iron water main, 430 linear feet of 8-inch cast iron water main and 590 linear feet of 10-inch concrete sewer pipe and appurtenances in the West 49th Street and Sunshine Drive at Criss Cole Center - \$32,429.10  
(City's estimate - \$36,812.00)  
(State of Texas to contribute \$12,000.00)

The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilman Atkison

Councilman Johnson moved the Council adopt a resolution awarding the following contract:

G & H EQUIPMENT COMPANY

-

For the construction of 6,350 linear feet of 48-inch concrete steel cylinder water main, North Lamar from Koenig Lane to Morrow Street - \$527,792.00  
(City's estimate - \$625,555.00  
280 working days for completion-Capital Improvement Program)

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilman Atkison

Councilman Price moved the Council adopt a resolution awarding the following contract:

J.C. EVANS CONSTRUCTION  
COMPANY

-  
For a lift station, 4,126 linear feet of sewer main and 2,401 linear feet of water main for L.C.R.A. Service Center-Montopolis Drive - \$58,188.30. (City's estimate - \$66,957.50 - 75 working days for completion) (L.C.R.A. cost \$32,266.26 - City cost \$25,922.04)

The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Gage moved the Council adopt a resolution awarding the following contract:

ROBERT C. GRAY  
CONSTRUCTION COMPANY

-  
Proposed channel improvement in Tannehill Branch of Boggy Creek from CL M.K. & T. R.R. to Ebert Avenue Contract 70-D-139 - \$10,863.00 (Engineer's estimate - \$6,134.40, Capital Improvement Project 30 working days for completion)

The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Johnson moved the Council adopt a resolution awarding the following contract:

JACK A. MILLER, INC.

-  
For curb and gutter on Forrest View Road from Live Oak Terrace Subd. to Redbud Trail - \$5,198.00 (Capital Improvement Project - City's estimate \$3,955.00 - 20 working days)

The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

#### ITEM WITHDRAWN

The item of the contract to TECHLINE INCORPORATED for Two (2) each 2,000 KVA Pad Mounted Distribution Transformers at \$12,528.00, was withdrawn from consideration at this time.

#### ZONING HEARINGS RECESSED

At 9:30 A.M. Councilman Gage moved that the Council open and recess the zoning hearings scheduled for that time. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

#### HEARING ON DELUXE TAXICAB COMPANY RECESSED

Mr. Irwin Salmanson, representing the Deluxe Taxicab Company, requested that the cancellation of the franchise for Deluxe Cab Company be held in abeyance for two weeks. He explained the extenuating circumstances which were the reasons for this request. Mr. Salmanson stated that no Company taxicabs were presently running and gave the Council assurance that none would be running until a future appearance before the Council to determine if the franchise should be renewed or not. Councilman Janes suggested that a four-week extension might be better than a two-week one. Councilman Price opposed the extension on the basis of fairness to other cab companies. City Manager Andrews pointed out that the past due taxes were due to the City regardless of whether or not the franchise was renewed.

Councilman Janes moved the Council recess the hearing on Deluxe Taxicab Company until February 4, 1971. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Mayor LaRue  
Noes: Councilman Price  
Absent: Councilman Atkison

#### ZONING HEARINGS

Mayor LaRue announced that the Council would hear the zoning cases scheduled for Public Hearing at 9:30 A.M. Pursuant to published notice thereof, the following zoning applications were publicly heard:

W.R. COLEMAN  
By Bobby Judd  
C14-70-207

606-614 West 28th Street  
2800-2802 Nueces Street

From "B" Residence  
To "O" Office  
RECOMMENDED by the  
Planning Commission

Councilman Gage moved the Council grant the change from "B" Residence to "O" Office as recommended by the Planning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

NORTHCROSS ASSOCIATES  
By Richard Baker  
C14-70-212

7602-7634 Burnet Road

From "GR" General Retail  
1st & 3rd Height and Area  
To "GR" General Retail  
3rd Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Price moved the Council grant the change from "GR" General Retail 1st and 3rd Height and Area to "GR" General Retail 3rd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but Not Voting: Councilman Gage  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

ESTATE OF MAE CROCKETT  
By M.H. Crockett, Jr.  
Executor  
C14-70-214

2811-2813 San Jacinto  
Boulevard

From "C" Commercial  
To "C-2" Commercial  
RECOMMENDED by the  
Planning Commission

Councilman Price moved the Council grant the change from "C" Commercial to "C-2" Commercial as recommended by the Planning Commission. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

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FLORENCE E. GILBEY C14-70-215	1209-1211 Montopolis Drive	From "A" Residence To "GR" General Retail RECOMMENDED by the Planning Commission
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Councilman Price moved the Council grant the change from "A" Residence to "GR" General Retail, as recommended by the Planning Commission. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: Councilman Gage  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

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TEXAS L-P GAS ASSOCIATION C14-70-216	8408 N. Interstate Highway 35	From "A" Residence To "GR" General Retail RECOMMENDED by the Planning Commission
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Mr. Dick Lillie, Planning Director, noted that the property in question fell directly in line with a possible extension of Oertli Lane which now deadended at the property line. He stated that some alternative for extending Oertli Lane other than through the subject tract should be explored.

Councilman Johnson moved the Council grant the change from "A" Residence to "GR" General Retail, as recommended by the Planning Commission. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

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CITY OF AUSTIN, TEXAS

B.H. BELK  
By Robert W. Norris  
C14-70-218

1505-1507 North Street

From "B" Residence  
1st Height and Area  
"C" Commercial  
2nd Height and Area  
To "O" Office  
1st Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to restrictive  
covenant for Day Care  
Center only and limit  
to 70 children

The Director of Planning, Mr. Lillie, reported this property had been zoned early in 1970, and an ordinance was passed providing for "B" zoning. This application was for a change in that zoning to "O" Office for a day care center. The applicant was willing to submit a restrictive covenant for the use of a day care center and limit the operation to 70 children. The Commission recommended the "O" Office with a deed restriction. Discussion ensued on the uncertainty of deed restrictions, and such would be a last resort. The State Department of Public Welfare regulated the number of children in day care centers.

Councilman Price moved the Council grant the change from "B" Residence 1st Height and Area and "C" Commercial 1st Height and Area to "O" Office 1st Height and Area, as recommended by the Planning Commission, subject to a 5-year restrictive covenant for Day Care Center only and deleting the condition of limitation to 70 children, as this would be controlled by the State Department of Public Welfare. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission subject to a 5-year restrictive covenant for Day Care Center only and instructed the City Attorney to draw the necessary ordinance to cover.

TOM MOSES ATTAL,  
JOHN MC PHAUL  
By Hale & Associates  
C14-70-220

4922-5024 Weidemar

From "A" Residence  
To "B" Residence (as  
amended)  
RECOMMENDED by the Plann-  
ing Commission as amended

Councilman Gage moved the Council grant the change from "A" Residence to "B" Residence (as amended) as recommended by the Planning Commission, as amended. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: None  
 Out of Room at Roll Call: Councilman MacCorkle  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission (as amended) and instructed the City Attorney to draw the necessary ordinance to cover.

RICHARD DORRELL  
 C14-70-223

9212-9302 North Inter-  
 state Highway 35

From "A" Residence and  
 "GR" General Retail  
 To "GR" General Retail  
 RECOMMENDED by the  
 Planning Commission  
 subject to 6' solid  
 fence where property  
 abuts residential

Councilman Price moved the Council grant the change from "A" Residence and "GR" General Retail to "GR" General Retail as recommended by the Planning Commission subject to a 6' solid fence where property abuts residential. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: None  
 Out of Room At Roll Call: Councilman MacCorkle  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

RICHARD DORRELL  
 C14-70-224

7543-7561 Cameron Road

From "A" Residence to  
 "GR" General Retail  
 RECOMMENDED by the Plann-  
 ing Commission, subject  
 to 6' solid fence along  
 east property line

Councilman Price moved the Council grant the change from "A" Residence to "GR" General Retail, as recommended by the Planning Commission, subject to a 6' solid fence along east property line. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

## CITY OF AUSTIN, TEXAS

STEVE PRICE  
C14-70-227

5301 Martin Avenue  
700-706 E. 53rd Street

From "A" Residence and  
"LR" Local Retail  
To "C" Commercial  
RECOMMENDED by the  
Planning Commission  
subject to 6' solid  
fence where tract abuts  
residential property  
and 25' building set  
back from residential  
& E. 53rd Street

Councilman Gage moved the Council grant the change from "A" Residence and "LR" Local Retail to "C" Commercial as recommended by the Planning Commission, subject to 6' solid fence where tract abuts residential property and 25' building set back from residential & East 53rd Street. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

FAY C. SAWYER  
By John Selman  
C14-70-230

1601-1607 Fort View Rd.

From "O" Office  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission  
subject to from 21' to  
25' of right of way on  
Fort View Road

Councilman Price moved the Council grant the change from "O" Office to "GR" General Retail, as recommended by the Planning Commission, subject to from 21' to 25' of right of way on Fort View Road. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission, subject to conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

DAVIDSON & ASSOCIATES  
By Doren Eskew  
C14-70-210

8506-8906 North I.H. 35

From "A" Residence  
1st Height and Area  
To "C" Commercial  
5th Height and Area  
RECOMMENDED by the  
Planning Commission  
and Recommend "D"  
Industrial zoning on  
northern part of tract be  
rolled back to "C"  
Commercial 5th Height  
and Area. This zoning  
should be denied if  
acceptable subdivision  
plat is not approved

Mr. Doren Eskew, representing Mr. Bill W. Davidson and Associates, introduced the members of the limited partnership. The Associates who were not subdividers, were asking that original zoning be established on this land annexed in 1969. Pointing to a strip map, he showed this was the only tract larger than 12 acres under one ownership for a 6 1/2 mile strip, and these owners bought this 40 acres not to subdivide it. The owners did not object to "D" Industrial zoning on 4.6 acres which was in the City limits, being rolled back to "C" Commercial if the rest were zoned "C" Commercial. Mr. Eskew pointed out the other 12 acre tracts in the vicinity. He also pointed out a public interest in preserving large tracts which would attract people like Ross Perot to come to Austin. He urged the preservation of this last single large tract rather than resubdividing it.

Mr. Eskew discussed the development of Georgian Acres prior to its coming into the City and long before I.H. 35 was planned, noting the inadequacy of the streets and traffic circulation and no preparation for commercial traffic of the volume that would be generated by I.H. 35 being routed into this single family residential neighborhood. The Planning Commission recommended unanimously that this area be zoned "C" Commercial 5th Height and Area with the condition of the filing of an acceptable subdivision plan for the property. In this case, the owners would not intentionally destroy the unique characteristics and highest and best use of this property by subdividing it as it would be economically unfeasible and disastrous. One of the property owners was using this as a device to obtain interstate highway frontage for a tract that did not have I.H. frontage. Mr. Eskew asked the Council to consider this as a zoning case. He reported many negotiations with this property owner. Discussion covered the traffic in the residential vicinities.

Mayor LaRue recalled a situation in 1967 where a request was made by an interior land owner, and the Council had agreed to change the zoning if the land owner could get access to Red River by working out a combination of the two lots with the property owners on Red River. This placed the onus on the individual on the inside to get access to the thoroughfare rather than for the individual already there to provide such access for him.

The Director of Planning made a report on the Planning Commission's recommendation, noting that presently there was no requirement to provide access to

other streets or extend existing streets in the area which now deadended at the tract boundary. He pointed out that another collector street from Georgian Acres to I.H. 35 should be provided to serve the neighborhood and for circulation, emergency, and service vehicles, and to provide access to land-locked tracts. He discussed the 13 acre tract that was to be considered for zoning.

Mr. Richard Baker, representing Mr. Jack R. Barnes, owner of the tract immediately to the rear of the 40 acre tract, stated he did not object to the zoning of the 40 acre tract, but he wanted to speak to the recommendation of the Planning Commission, that the application be denied if a subdivision plan were not approved. He pointed out this recommendation was not a condition, but a recommendation if a subdivision plat were approved, then they would recommend the zoning; if not, the request should be denied. He pointed out a similar situation in a recent zoning application in connection with the State Farm Insurance Tract, where a subdivision plat was required, and the applicants did provide access to the rear tract which they did not own. Pointed out were other similar instances where right of way to provide streets to serve other property within the area were required to be committed. Mr. Baker stressed the importance that access be provided to the 15 acre tract as recommended, and that the Council had some obligation to see that a 14 - 15 acre tract not be isolated. The Planning Commission had a charge covering subdividing. He pointed out that Walnut Creek bisected the 40 acre tract, and an expensive bridge might have to be constructed across the creek. He showed a street that could be extended to the 14 acre tract as well as two other undeveloped tracts. Mention was made of the negotiations between the two property owners. He stated that the possibility of purchasing 60' of right of way from the south side of the tract would not be unacceptable to his clients if a bona fide reasonable price for this tract were offered. They would be willing to buy the right of way as far as constructing streets and utilities were concerned so that this tract could be served. After very lengthy discussion, the Council held this decision until after lunch, to give these parties an opportunity to get together before the Council took action.

RECESSED

1:30 P.M.

The Council meeting re-convened at 1:30 P.M. with Mayor LaRue presiding.

## Roll Call:

Present: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue

Absent: None

## ZONING HEARINGS

The Council had before it for its consideration the case of C14-70-210, Davidson and Associates, 8506-8906 North I.H. 35, postponed from the morning session. Mr. Eskew stated that the two parties involved had been unable to reach any agreement.

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

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Councilman MacCorkle moved the Council grant the change from "A" Residence 1st Height and Area to "C" Commercial 5th Height and Area, and that "D" Industrial zoning on northern part of tract be rolled back to "C" Commercial 5th Height and Area as recommended by the Planning Commission, but deleting the requirement for subdivision plat. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison\*, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: Councilman Gage

The Mayor announced that the change had been granted as recommended by the Planning Commission but not subject to a subdivision plat and instructed the City Attorney to draw the necessary ordinance to cover.

JACK R. BARNES  
By Richard Baker  
C14-70-213

Rear of 8500-8708 N.  
Interstate 35

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission  
RECOMMENDED by the  
Planning Commission  
"BB" Residence  
1st SHeight and Area  
for four acres to rear  
of Tract and "O" Office  
1st Height and Area for  
remainder of Tract sub-  
ject to acceptable  
subdivision plat

Councilman Janes moved the request for zoning change be withdrawn, as requested by the applicant. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

There was discussion as to whether the granting of the change requested would require six votes to override the Planning Commission recommendation should the subdivision requirement not be met.

## REPORT ON AMBULANCE SERVICE

City Manager Andrews reported an average collection of a six-months billings for ambulance service of 40.3%. Assuming that 50% of the amount billed the patients would ultimately be collected, which was the average collection rate for all patients coming through the Brackenridge Hospital Emergency Room, the results for 11 months would be as follows:

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney

## CITY OF AUSTIN, TEXAS

Paid to the ambulance company	\$74,368.50
Billed to patients	\$75,235.50
50% estimated collectible	\$37,617.75
Cost to City	\$36,750.75

An additional estimated expense of \$500 per month for collecting and handling charges brought the estimated cost to the City to \$3341 per month.

Mr. Conwell Smith, of Austin Ambulance, discussed with the Council the case of ambulance service being provided for Mr. Lawrence Munson on December 28, 1970, and the ensuing publicity which this case had received. Councilman Gage was disappointed that the City Manager's Office had not been able to contact Mrs. Munson to confirm either what she had told Mr. Smith or what she had told himself as to her satisfaction with the service received and procedures for making payment for it. Councilman Johnson believed that the Ambulance Company was without fault in this case and that there had been some misunderstanding between the dispatcher and the doctor.

In response to Councilman Johnson's question, Mr. Smith discussed the current training program for his company's ambulance drivers. In response to Councilman Gage's question, Mr. Smith discussed the current procedures for handling emergency calls. In response to Councilman Gage's question, Mr. Smith stated that no attempts were made to collect payment at the time of service for emergency calls for patients going to Brackenridge Hospital. He stated that attempts were made to collect at the time of service for patients going to some other hospital on an emergency call, but there were very few of these. In response to Councilman Price's question, he stated that attempts to arrange for payment were made at the time of non-emergency transfer calls. There was further discussion of the nature of a transfer vs. emergency call.

Councilman Gage gave a copy of a letter received from the Travis County Medical Society concerning some other cases to the City Manager, requesting that he present a report back to the Council on them. City Manager Andrews stated that this would be done but noted that he could only follow the contract which the City had with this ambulance firm, as authorized by the Council.

## ZONING HEARINGS

At 2:00 P.M. Mayor LaRue announced that the Council would hear the zoning cases scheduled for Public Hearing at that time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

CURTIS O. MC CLISH  
C14-70-206

5004-5006 Harmon Avenue  
945-947 E. 51st Street

From "A" Residence  
To "LR" Local Retail  
RECOMMENDED by the  
Planning Commission  
subject to 15' of right  
of way on East 51st St.

Councilman Price moved the Council grant the change from "A" Residence to "LR" Local Retail as recommended by the Planning Commission subject to 15' of right of way on East 51st Street. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

HEIRS OF WILLIE H.  
MEWIS  
By Robert D. Jones  
C14-70-208

8601-8617 Putnam Drive  
1929-1939 Peyton Gin  
Road

From "A" Residence  
1st Height and Area  
To "B" Residence  
2nd Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED by the Plann-  
ing Commission "BB"  
Residence 1st Height and  
Area, subject to 10' of  
right of way on Putnam  
and 10' of right of way  
on Peyton Gin Road

Councilman Gage moved the Council grant the change from "A" Residence 1st Height and Area to "BB" Residence 1st Height and Area as recommended by the Planning Commission, subject to 10' of right of way on Putnam and 10' of right of way on Peyton Gin Road. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission, subject to the conditions, and instructed the City Attorney to draw the necessary ordinance to cover.

ALICIA HERNANDEZ  
C14-70-209

5407 Evans Avenue

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Councilman Price moved the Council uphold the recommendation of the Planning Commission to DENY the change. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been denied.

JACK BROWN  
By Richard Baker  
C14-70-211

Rear 1900-1920  
Hearthstone Drive

From "A" Residence  
To "BB" Residence  
(as amended)  
RECOMMENDED by the  
Planning Commission, as  
amended subject to Short  
Form Subdivision and  
improvement of alley to  
meet city standards

Councilman Price moved the Council grant the change from "A" Residence to "BB" Residence (as amended) as recommended by the Planning Commission subject to Short Form Subdivision and improvement of alley to meet City standards. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted (as amended) as recommended by the Planning Commission subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

JIM HARTFIELD  
C14-70-217

303 West 35th Street

From "A" Residence  
1st Height and Area  
To "B" Residence  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to 5' of  
right of way on West 35th  
Street

Councilman Janes moved the Council grant the change from "A" Residence 1st Height and Area to "B" Residence 2nd Height and Area as recommended by the Planning Commission subject to 5' of right of way on West 35th Street. The motion, seconded by Councilman Gage, carried by the following vote:

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

ED A. GLENEWINKLE  
C14-70-219

5701 Clay Avenue

From "A" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission

Mr. Ed Glenewinkle, the applicant, stated that he wanted the change in order to sell the property for apartments. Mr. R.L. Garner, owner of property across the street, wanted that property re-zoned.

Councilman Janes moved the Council uphold the recommendation of the Planning Commission to DENY the change. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Mayor LaRue

Noes: None

Present but Not Voting: Councilman Price

The Mayor announced that the change had been denied.

WILLIAM H. LEACH  
C14-70-222

11011-1015 East 12th Street

From "B" Residence &  
"C" Commercial  
To "C" Commercial  
NOT Recommended by the  
Planning Commission  
Recommend that extension  
of present "C" Commercial  
2nd Height and Area  
be granted for 30' sub-  
ject to metes and bounds

Mr. William Leach requested that the extension of "C" Commercial be for 34' rather than 30' because of the surveyor's report that there was actually 8' more in the property than was listed by the City.

Mrs. Fannie Lawless, resident at 1015 East 12th Street, opposed the change on this property. In response to Mayor LaRue's question, Mr. Leach noted the retail business use to be made of the property. Mr. Lillie stated that the reason

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

for the extension of the "C" Commercial zoning was for additional parking spaces. In response to Mrs. Lawless' question, Mayor LaRue noted that the 34 additional feet would not come from the property at 1015 East 12th.

Mr. Tannie Mays, resident at 1016 East 12th Street, was concerned about further commercial developments in the neighborhood. There was discussion of the extent of "C" Commercial zoning which already existed in the neighborhood and the types of establishment which this zoning made possible.

Councilman Janes moved the Council grant the extension of the present "C" Commercial 2nd Height and Area as recommended by the Planning Commission, amended to 34' subject to metes and bounds. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison\*, Janes, Johnson, MacCorkle, Mayor LaRue  
Noes: Councilman Gage  
Present but Not Voting: Councilman Price

The Mayor announced that the change had been granted as recommended by the Planning Commission as amended for 34' and instructed the City Attorney to draw the necessary ordinance to cover.

EDWARD JOSEPH  
By Roger Joseph  
C14-70-225

1705-1707 West 6th Street

From "B" Residence  
To "C" Commercial  
(amended to "GR" General  
Retail)  
NOT Recommended by the  
Planning Commission  
Recommended "LR" Local  
Retail subject to 5'  
of right of way on 6th  
Street

Mr. Charles Baumann, resident at 1709 West 6th, opposed the change. He stated that Mr. Joseph, the applicant, had filled in a creek which ran across the property and had dumped dirt and debris up against a wall on the east side of Mr. Baumann's property. He was concerned about the possibility of further dumping and an overload on the sewer system. He opposed having a business next to his home.

Councilman Gage moved the Council DENY the change. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison\*, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been DENIED.

Councilman Atkison left the Council meeting at this time.

\*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

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SUN TEX INDUSTRIES  
INCORPORATED  
By John Selman  
C14-70-228

2309-2315 E. 2nd Street

From "A" Residence  
To "O" Office (as amended)  
RECOMMENDED by the  
Planning Commission, as  
amended subject to short  
form subdivision and 5'  
of right of way on 2nd  
Street and fencing on  
east and west boundaries  
of the tract

Mr. Francisio Rodriguez, resident at 2409 East 2nd, requested that the hearing be postponed because some of his neighbors could not be present at this time to express their opinions. Mayor LaRue noted that two prior hearings had been held and the Council could not grant this request. Mr. Rodriguez opposed any change in the zoning. Mr. John Selman, representing the applicant, stated that the reason for the change was for additional offices and parking. Councilman Gage questioned whether "O" zoning was appropriate since the property in question was across the street from a housing project.

Councilman Janes moved the Council grant the change from "A" Residential to "O" Office (as amended) as recommended by the Planning Commission as amended subject to short form subdivision and 5' of right of way on 2nd Street and fencing on east and west boundaries of the tract. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: Councilman Gage  
Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission as amended subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

C.L. BRIGGS  
By John Selman  
C14-70-229

6224-6304 Manor Road

From "A" Residence  
To "BB" Residence  
RECOMMENDED by the  
Planning Commission  
subject to tract being  
developed with minimum  
of 6 lots, access to be  
limited to Jack Cook Drive;  
and 5' of right of way  
on Jack Cook Drive

Councilman Price moved the Council grant the change from "A" Residence to "BB" Residence as recommended by the Planning Commission subject to tract being developed with minimum of 6 lots, access to be limited to Jack Cook Drive; and 5' of right of way on Jack Cook Drive. The motion, seconded by Councilman Johnson, carried by the following vote:

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Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission and instructed the City Attorney to draw the necessary ordinance to cover.

FRED WONG  
 C14-70-231

2512-2514 Thornton  
 Road

From "A" Residence  
 To "B" Residence  
 NOT Recommended by the  
 Planning Commission  
 Recommended "BB" Residence  
 subject to 5' of right  
 of way on Thornton Road

Mr. John Selman, representing the applicant, argued for the change to "B" Residence. He noted that the Planning Department staff did not object to "B" Residence zoning, but because of the limited access to this interior area from Oltorf Street and not wishing to set a precedent for more intensive zoning, the staff preferred "BB" Residence zoning. He noted that the property in question lay between "C" Commercial zoning on one side and "LR" Local Retail zoning on the other side. He stated that the applicant would agree to a restrictive covenant for 15 units.

Councilman Price moved the Council not uphold the recommendation of the Planning Commission and grant the change from "A" Residence to "B" Residence 2nd Height and Area subject to 5' of right of way on Thornton Road. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted to "B" Residence 2nd Height and Area subject to 5' of right of way on Thornton Road and instructed the City Attorney to draw the necessary ordinance to cover.

JOE GILBRETH  
 By Thomas B. Watts  
 C14-70-232

Rear 2729-3017 South  
 Interstate Highway 35

From "A" Residence  
 To "B" Residence  
 NOT Recommended by the  
 Planning Commission  
 Recommended "BB" Residence  
 subject to approval of  
 Final Subdivision Plat  
 and required right of  
 way

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Councilman Price moved the Council grant the change from "A" Residence to "BB" Residence as recommended by the Planning Commission subject to approval of Final Subdivision Plat and required right of way. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

The Mayor announced that the change had been granted as recommended by the Planning Commission subject to the conditions and instructed the City Attorney to draw the necessary ordinance to cover.

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Mayor LaRue announced that the hearing on the following request for zoning change would not be held at this time:

ROGER JOSEPH  
 C14-70-226

600 West 17th Street  
 1700-1704 Nueces Street

From "O" Office  
 To "GR" General Retail  
 NOT Recommended by the  
 Planning Commission

## STREET NAME CHANGE AUTHORIZED

Councilman Johnson moved the Council adopt a resolution authorizing the following street name change:

Glacier Drive to CHILDRESS DRIVE

The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

## EASEMENTS RELEASED

Councilman Price moved the Council adopt a resolution authorizing release of the following easement:

Public utilities easements out of Lots 4 and 5, Block A,  
 and Lots 2 and 3, Block B, Phillips Subdivision.

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman Atkison

Councilman Price moved the Council adopt a resolution authorizing release of the following easement:

Portion of a public utilities easement out of Lot 2, Block D,  
Quail Creek West, Phase II, Section Three.

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Janes suggested the possibility of charging a fee of \$5-\$10 for the drawing of the sketches of these releases.

#### SUBSTANDARD STRUCTURES CONSIDERED

Councilman Johnson moved the Council accept the recommendations from the Building Standards Commission that the Law Department take proper legal disposition on the following substandard structures not repaired or demolished within the required time:

2307 East 9th Street (Rear)	Mrs. Maria O. Aleman
7208 Bennett	Mrs. Mildred Ferrill Samford
3603 Goodwin	W.H. Bullard
709 Jewell	Pete Lopez
58 Rainey	James Bruno
907 Montopolis Drive	Frank Sifuentez
1606 Singleton	Cleave Clark
1801 Walnut	McKinley King
210 Mockingbird Lane	W.H. Cook
316 East 6th Street	J.J. Hegman
2402 East 8th Street (Rear A & B)	Tony Alba

The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

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## REPORT ON SPACE UTILIZATION PROGRAM

City Manager Andrews reported the estimated minimum cost of construction of 21,670 square feet of parking space at \$164,600, and of the same square footage of office space without any land cost at \$589,500, for a total minimum of \$754,100. By contrast it was recommended that additional square footage be leased in the Travis Building at \$57,179 per year.

City Manager Andrews estimated the cost of remodeling and re-allocating space in three floors of City Hall at \$36,959.

Councilman MacCorkle moved the Council authorize the City Manager to bring back for the Council's consideration a contract for the lease of additional space. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Gage requested that reports such as this be placed on the agenda so Council members would know to bring the supporting materials.

## REPORT ON URBAN RENEWAL PROJECT

City Manager Andrews reported on the Brackenridge Urban Renewal 3-Block Tract. He stated that HUD would probably require the City to purchase about 50% of the land, and the remaining 50% could be dedicated as open space. Estimated cost of purchase of 50% of the land would be \$512,000. The City would not have to pay anything until the land was available for conveyance to the City; which could be as long as three years in the future. The portion not purchased could be used only for open space, which would prohibit parking or other similar uses. The land purchased, if re-sold, would have to be re-zoned if it were to be used for anything other than public use before the year 2000. In response to Councilman Janes' question, he noted that a drawback to extending the period of time before acquiring the land could be that the City would have to pay a deficit. Mayor LaRue suggested that this item be held in abeyance temporarily.

## REPORT ON NURSING PROGRAM

Mayor LaRue reported that Central Texas College was unable to participate in the LVN program, but he suggested that this was an area in which the Capital Area Planning Council might be effective.

## REPORT ON TRANSIT

City Manager Andrews reported that the City should soon have a proposal-lease with American Transit. He had also received a letter of confirmation concerning the airport.

## CONVENTION CENTER COMMITTEE

Councilman Johnson suggested the creation of two committees, the first to consider immediately recommendations to the Council for a Convention Bureau. The second committee, which would be more broadly-based, would examine aspects of the Convention Center, such as location and facilities, and would consider the hiring of a consultant. Councilman Price believed the City had capable individuals to make recommendations without hiring consultants. There was discussion as to relationship of a Convention Center to a proposed bed tax. Councilman MacCorkle did not think tax money should be earmarked for certain projects. He also felt that a committee should be appointed with a time limit for reporting.

Mr. Victor Mathias, Manager of the Austin Chamber of Commerce, noted the recommendations of his organization that a committee be charged with the responsibilities of recommending to the Council the type of facilities needed, where they should be located, when they should be built, and how they should be financed. The committee should be composed of individuals active in promoting, staging, and servicing conventions, as well as people who sponsor and operate other activities in the auditorium or arena facility. He also asked for Council action quickly in that Austin was not competing well in attracting conventions and other such business. He felt that the area of tourism should also be included.

There was discussion as to the optimum size of a committee to be appointed.

Councilman Gage moved the Council appoint a committee of 17 members to make recommendations to the Council as soon as possible concerning tourist and convention activity, specifically with regard to the type of facilities needed, where they would be located, when they should be built, how they should be financed, and how they would be operated. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

## COMMISSION MEMBERS APPOINTED

Councilman Price moved the Council appoint the following individuals to the Model Cities Commission: Mr. Robert Honts, Mr. Tom Viola, Mrs. Joe Lyons, and Mr. Bill Irwin. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Mayor LaRue noted the requests of Mr. David Wilson and Mr. Sol Barnett to be relieved of duties from this committee.

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## COMMISSION DISCUSSED

There was discussion as to a re-drafting of the ordinance concerning the Human Relations Commission. Mayor LaRue suggested that this item be placed on the agenda for the next meeting.

## TAX APPEALS HEARING SET

After some discussion, Tax Appeals hearings were set for 9:00 A.M. and 10:00 A.M. on Monday, January 11.

## SUGGESTIONS OFFERED

Mr. Victor Mathias, Manager of the Austin Chamber of Commerce, offered to the Council a copy of over a thousand suggestions received in response to 3000 questionnaires in a Community Development Study. Mayor LaRue requested that the City Manager's office make a resume of these suggestions for the Council.

## EXECUTIVE SESSION HELD

The Council meeting was recessed at this time, and the Council went into Executive Session.

The Council meeting was reconvened after the meeting in Executive Session.

## EMINENT DOMAIN AUTHORIZATION

Councilman Price moved the Council adopt a resolution authorizing the City Manager to file a suit in eminent domain to acquire property for the construction of a sanitary sewer line in the Williamson Creek Area. (Nelson Puett, Jr. - A strip of land 20.00 feet in width, same being out of and a part of that certain 17.769 acre tract of land out of the Theodore Bissell League No. 18 in Travis County, Texas, which said 17.769 acre tract of land was conveyed unto Nelson Puett, Jr. and Nelson Puett Foundation by Warranty Deed of record in Volume 2274 at Page 166, and Warranty Deed of record in Volume 3789 at Page 1029 of the Deed Records of Travis County, Texas). The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

Councilman Janes moved the Council authorize the City Manager to enter into a contract for purchase of the land. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

ADJOURNMENT

Councilman Price moved the Council adjourn. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison

The Council then adjourned.

APPROVED: \_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_  
City Clerk